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13 B&G FOODS NORTH AMERICA, INC.

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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

B&G FOOD NORTH AMERICA, INC.,

Plaintiff,

v.

KIM EMBRY and NOAM GLICK, acting in the
purported public interest of the general public of
the State of California,

Defendants.

Case No. 2:20-cv-00526-KJM-DB

**DECLARATION OF DAVID H.
Kwasniewski IN SUPPORT OF
PLAINTIFF'S OPPOSITION TO
DEFENDANTS' EX PARTE
APPLICATION TO ENLARGE
BRIEFING ON MOTION TO DISMISS**

Judge: Hon. Kimberly Mueller
Courtroom: 3

1 I, David H. Kwasniewski, declare:

2 1. I am licensed to practice before this Court and am an attorney at BraunHagey &
3 Borden LLP, counsel for Plaintiff B&G Foods North America, Inc. in this action. If called as a
4 witness, I could, and would, testify competently to the facts below.

5 2. On April 13, 2020 I attended a telephonic meet and confer with Defendants
6 regarding their contemplated motion to dismiss. In this meet and confer, Defendants stated all the
7 arguments they intended to raise in their motion to dismiss. The call lasted nine minutes.

8 I declare under penalty of perjury under the laws of the State of California that the
9 foregoing is true and correct to the best of my knowledge, information, and belief.

10
11 Dated: April 21, 2020

By: 

David H. Kwasniewski